IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO. 1511 OF 2006
IN
WRIT PETITION NO. 2451 OF 2006

Yogi Park Co-op. Housing
Society Ltd. ..Intervener/applicant.

V/s

Shastri Corporation ..Petitioner.

V/s

The Pune Municipal
Corporation. ..Respondent.

Mr. A. Jain for the applicant.
Mr. S.R. Nargolkar AGP for the petitioner.
Mr. V.L. Muzumdar for the respondent.

CORAM : V.G. PALSHIKAR &
V.M. KANADE, JJ.

DATED : 16/6/2006

P.C.:-

1. By this petition, the applicant-Society seeks

intervention in writ petition No.2451/06 on the ground that the rights which are accrued to the applicant-society by virtue of agreement between the applicant-Society and the petitioner-corporation would be adversely affected.

2. This petition pertains to the declaration that the petitioner is entitled to take permission U/s.45 of the MRTP Act and taking into consideration nature of section 45 and the provisions of Sec.51 to 53 of MRTP Act, no injury would be caused to the applicant-society and therefore the applicant – society is not entitled to seek intervention. It is obvious that the rights of the applicant-society are against the petitioner-corporation, and they are liable to be worked out in a lis before the appropriate forum. Hence, the application for intervention is rejected.

(V.G. PALSHIKAR,J.)

(V.M. KANADE, J.)